IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Adamczyk et al. Serial No.: 10/722,696 Filed: November 24, 2003 Confirmation No.: 8327 Group Art Unit: 2157 Examiner: Sahera Halim

DATA ARCHITECTURES FOR MANAGING QUALITY OF SERVICE AND/OR

BANDWIDTH ALLOCATION IN A REGIONAL/ACCESS NETWORK (RAN)

February 23, 2009

Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

NOTICE OF APPEAL TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Sir:

Pursuant to 35 USC § 134, 37 CFR § 41.31, and MPEP § 1205, the Applicant in the aboveidentified patent application hereby appeals to the Board of Patent Appeals and Interferences from the Final Office Action dated November 26, 2008 at least twice rejecting or finally rejecting claims 1-28. Enclosed is a check in the amount of \$540.00 for the Appeal fee as provided by 37 \Box C.F.R. § 41.20(b)(1). Please first reapply any previously paid notice of appeal fee and appeal brief. П Payment by credit card is requested. Form PTO-2038 is attached. A petition for an extension of time under 37 CFR § 1.136(a) is enclosed. Also enclosed: _Pre-Appeal Conference Request and Reasons in Support thereof M The Commissioner is authorized to charge \$540 for the Appeal Fee as provided by 37 \boxtimes C.F.R. 41.20(b)(1) and any additional fees that may be required or credit any overpayment to Deposit Account No. 50-0220.

Respectfully submitted,

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CERTIFICATION OF TRANSMISSION

I hereby certify that this correspondence is being transmitted via the Office electronic filing system in accordance with § 1.6(a)(4) to the U.S. Patent and Trademark Office on February 23, 2009.

Michele P. McMahan